



PROPOSED RULE MAKING

CR-102 (June 2004)

(Implements RCW 34.05.320)

Do **NOT** use for expedited rule makingAgency: **BOARD OF PILOTAGE COMMISSIONERS**

- ☒ Preproposal Statement of Inquiry was filed as WSR **07-08-072** ; or
☐ Expedited Rule Making--Proposed notice was filed as WSR _____; or
☐ Proposal is exempt under RCW 34.05.310(4).

- ☒ Original Notice
☐ Supplemental Notice to WSR _____
☐ Continuance of WSR _____

Title of rule and other identifying information: (Describe Subject)

WAC 363-116-070: Collection of Fees

Hearing location(s):

2901 Third Avenue
4th Floor, Rainier Conference Room
Seattle, WA 98121

Date: August 9, 2007 **Time:** 9:30 a.m.**Date of intended adoption:** August 9, 2007(Note: This is **NOT** the effective date)

Submit written comments to:

Name: **Captain Harry Dudley, Chairman**Address: **2901 Third Avenue, Suite 500
Seattle, WA 98121**e-mail larsonp@wsdot.wa.govfax (206) 515-3906 by (date) August 2, 2007

Assistance for persons with disabilities: Contact

Judy Bell by August 6, 2007TTY () _____ or (206) 515-3647

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

The proposed rule increases the annual state pilot license fee for an active pilot by \$3,000 and an inactive pilot by \$500.

Pilot license fees are the sole source of funding for the operations of the Board. Without an increase in this fee, operating revenue will fall short of the anticipated expenditures budgeted for the 2007-09 Biennium.

Reasons supporting proposal:

It is necessary to establish adequate funding to ensure the Board's continued administration of the Pilotage Act.

Statutory authority for adoption:

RCW 88.16.090

Statute being implemented:

Chapter 88.16 RCW

Is rule necessary because of a:

Federal Law?

☐ Yes ☒ No

Federal Court Decision?

☐ Yes ☒ No

State Court Decision?

☐ Yes ☒ No

If yes, CITATION:

DATE

June 26, 2007

NAME

Peggy Larson

SIGNATURE

TITLE

Administrator

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: June 26, 2007TIME: 12:39 PM**WSR 07-14-032**

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

The 2007 Legislature, by enacting ESHB 1094, gave the Board authority to set pilot license fees through rule making. The proposed rule was adopted under emergency provisions on June 14, 2007, for implementation on July 1, 2007, the beginning of the 2007-09 Biennium. It is the intent of the Board to adopt a permanent rule. License fees have not been increased since 2001.

The Board may adopt a rule that varies from the proposed rule upon consideration of presentations and written comments from the public and any other interested parties.

Name of proponent: (person or organization)

Board of Pilotage Commissioners

☐ Private
☐ Public
☒ Governmental

Name of agency personnel responsible for:

| Name | Office Location | Phone |
|---|--------------------------------------|----------------|
| Drafting.....Board of Pilotage Commissioners | 2901 Third Avenue, Seattle, WA 98121 | (206) 515-3904 |
| Implementation....Board of Pilotage Commissioners | 2901 Third Avenue, Seattle, WA 98121 | (206) 515-3904 |
| Enforcement.....Board of Pilotage Commissioners | 2901 Third Avenue, Seattle, WA 98121 | (206) 515-3904 |

Has a small business economic impact statement been prepared under chapter 19.85 RCW?

☐ Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

☒ No. Explain why no statement was prepared.

The application of the proposed modifications is clear in the description of the proposal and its anticipated effects as well as the attached proposed language.

Is a cost-benefit analysis required under RCW 34.05.328?

☐ Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

☒ No: Please explain:

RCW 34.05.328 does not apply to this rule adoption. The Washington State Board of Pilotage Commissioners is not a listed agency in RCW 34.05.328(5)(a)(i).